

PTO/SB/21 (01-08)

Approved for use through 01/31/2008, OMB 0551-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/074,814	
	Filing Date	February 13, 2002	
	First Named Inventor	Hubert	
	Art Unit	1751	
	Examiner Name	Webb, Gregory E.	
Total Number of Pages in This Submission	6	Attorney Docket Number	8038(1)

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Refund Request
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Tyco Safety Products		
Signature	<i>Gerald M. Bluhm</i>		
Printed name	Gerald M. Bluhm		
Date	1/15/08	Reg. No.	44,035

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	VIA FACSIMILE 571-273-6500 <i>Brenda T. Letourneau</i>		
Typed or printed name	Brenda T. Letourneau	Date	1/15/2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Document code: WFEE

United States Patent and Trademark Office
Sales Receipt for Accounting Date: 06/21/2007

DBREWER SALE #00000002 Mailroom Dt: 05/25/2007 191346 10074814
01 FC:1814 130.00 DA

Adjustment Date: 02/06/2008 HGE BREW1
01/09/2008 PCHOMP 00000013 191346 10074814
01 FC:1814 130.00 CR

Application No.: 10/074,814

1814

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Hubert et al.

Confirmation No: 8084

Serial No: 10/074,814

Group: 1751

Filed: February 13, 2002

Examiner: Webb,
Gregory E.

For: AQUEOUS FOAMABLE CONCENTRATES AND METHODS

REFUND REQUEST

VIA FACSIMILE: (571)273-6500
ATTENTION: REFUNDS
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

On May 25, 2007, Applicants filed a Terminal Disclaimer for the above-referenced application. At that time, the Terminal Disclaimer fee in the amount of \$130.00, as set forth in 37 CFR 1.20(d), was charged to our Deposit Account Number 19-1346. A copy of the Fee Calculation Sheet for Payment of Terminal Disclaimer is attached.

The Terminal Disclaimer was subsequently disapproved. A copy of the U.S. Patent and Trademark Office internal document reflecting this disapproval is attached.

On January 8, 2008, the Terminal Disclaimer was filed for the second time, this time by the attorney of record. A copy of the Fee Calculation Sheet for Payment of Terminal Disclaimer is attached indicating the fee was paid on May 25, 2007. However, the Terminal Disclaimer fee in the amount of \$130.00 was again charged to our Deposit Account Number 19-1346.

8036(1) US

JAN. 15. 2008 3:50PM

SIMPLEXGRINNEL/LEGAL

NO. 790 P. 3

Application No.: 10/074,814

Applicants respectfully request that a refund of the \$130.00 Terminal Disclaimer Fee charged on January 8, 2008, be refunded to our Deposit Account #19-1346 .

Respectfully submitted,

By Gerald M. Bluhm
Gerald M. Bluhm
Registration No.: 44,035
Tel.: 978-731-7244
Fax: 978-731-7841

50 Technology Drive
Westminster, MA 01441
Date: 1/15/08

8036(1) US

2 of 2

JAN. 15. 2008 3:50PM SIMPLEXGRINNEL/LEGAL
May 25 07 10:33a Jay Hoette

NO. 790 P. 4
4) 584-4061 p.3

Please enter.

gmm

PATENT
Atty. Dkt. No.: 8036US2 (SPLG 2057US2)

IN THE UNITED STATES OFFICE OF PATENTS AND TRADEMARKS

Applicant: Hubert, et al.

Serial No.: 10/074,814

Filed: February 13, 2002

For: AQUEOUS FOAMABLE
CONCENTRATES AND METHODS

Art Unit: 1751

Examiner: Webb, Gregory E.

FEE CALCULATION SHEET FOR PAYMENT OF TERMINAL DISCLAIMER

Mail Stop: AMENDMENT
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully submit the attached Terminal Disclaimer and Response for the above referenced application.

The Commissioner is hereby authorized to charge Deposit Account Number 19-1346 for the Terminal Disclaimer fee in the amount of \$130.00, as set forth in 37 CFR 1.20(d). Additionally, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account Number 19-1346. A duplicate copy of this letter is enclosed.

Respectfully submitted,


Date: May 25, 2007

Dean D. Small
Dean D. Small, Reg. No. 34,730
THE SMALL PATENT LAW GROUP LLP
611 Olive Street, Ste. 1611
St. Louis, Missouri 63101
(314) 584-4081

JAN. 15. 2008 3:50PM

SIMPLEXGRINNEL/LEGAL

NO. 790 P. 5

Application Number 	Application/Control No. 10/074,814	Applicant(s)/Patent under Reexamination HUBERT ET AL
Document Code - DISQ		Internal Document - DO NOT MAIL

TERMINAL DISCLAIMER	<input type="checkbox"/> APPROVED	<input checked="" type="checkbox"/> DISAPPROVED
Date Filed : 5/25/07	This patent is subject to a Terminal Disclaimer	

Approved/Disapproved by:
debbie, atty not of record

U.S. Patent and Trademark Office

Application No.: 10/074,814

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re:	Hubert et al.	Confirmation No:	8084
Serial No:	10/074,814	Group:	1751
Filed:	February 13, 2002	Examiner:	Webb, Gregory E.
For:	AQUEOUS FOAMABLE CONCENTRATES AND METHODS		

FEE CALCULATION SHEET FOR PAYMENT OF TERMINAL DISCLAIMER

VIA FACSIMILE: (571)273-8300
Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants respectfully submit the attached Terminal Disclaimer for the above-referenced application.

The Terminal Disclaimer fee in the amount of \$130.00, as set forth in 37 CFR 1.20(d), was paid on May 25, 2007. Therefore, it is believed that no additional fees are needed.

Additionally, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account Number 19-1346.

Respectfully submitted,

50 Technology Drive
Westminster, MA 01441
Date: 1/8/08

By Gerald M. Bluhm
Gerald M. Bluhm
Registration No.: 44,035
Tel.: 978-731-7244
Fax: 978-731-7841

8036(1) US